

MESSAGE NO: 3155112 MESSAGE DATE: 06/04/1993
MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: PRE-Preliminary PUBLIC NON-PUBLIC
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-475-810

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 05/25/1993 TO

Notice of Lifting of Suspension Date: 05/25/1993

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: PRELIMINARY DETERMINATION IN THE ADD INVESTIGATION OF PADS FOR WOODWIND INSTRUMENT KEYS FROM ITALY - MUSIC CENTER SNC DI LUCIANO PISONI & LUCIEN SNC DI DANILO PISONI

MESSAGE NO: 3155112

DATE: 06 04 1993

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REFERENCE:

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CASES: A - 475 - 810

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PERIOD COVERED: TO

LIQ SUSPENSION DATE: 05 25 1993

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS
DISTRICT DIRECTORS, AREA AND PORT DIRECTORS

FROM: DIRECTOR, IMPORT SPECIALIST DIVISION

RE: PRELIMINARY DETERMINATION IN THE ADD INVESTIGATION OF PADS FOR WOODWIND INSTRUMENT KEYS FROM ITALY - MUSIC CENTER SNC DI LUCIANO PISONI & LUCIEN SNC DI DANILO PISONI

1. THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER ON MAY 25, 1993, THE NOTICE OF THE PRELIMINARY DETERMINATION THAT PADS FOR WOODWIND INSTRUMENT KEYS MANUFACTURED MUSIC CENTER S.N.C. DI LUCIANO PISONI (PISONI) AND LUCIEN S.N.C. DI DANILO PISONI & C. (LUCIEN) ARE BEING SOLD IN THE UNITED STATES AT LESS THAN FAIR VALUE.

2. THE MERCHANDISE SUBJECT TO THIS INVESTIGATION ARE PADS FOR

WOODWIND INSTRUMENT KEYS (PADS), WHICH ARE MANUFACTURED BY PISONI AND LUCIEN.

PADS FOR WOODWIND INSTRUMENT KEYS COVERED BY THE SCOPE OF THIS INVESTIGATION ARE CURRENTLY CLASSIFIABLE UNDER THE FOLLOWING SUBHEADINGS OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS): 9209.99.4040 AND 9209.99.4080. ALTHOUGH THE HTS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES,

OUR WRITTEN DESCRIPTION OF THE SCOPE OF THIS INVESTIGATION IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES, THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBER A-475-810. THIS NUMBER SHOULD BE USED WHEN DEALING WITH THE DEPARTMENT OF COMMERCE ONLY.

4. THERE IS CURRENTLY AN ANTIDUMPING DUTY ORDER ON PADS FROM ITALY FOR ALL COMPANIES EXCEPT PISONI. ON APRIL 6, 1993, MESSAGE #3096118, WE INSTRUCTED THE U.S. CUSTOMS SERVICE THAT AN ITALIAN MANUFACTURER, LUCIEN, WHO APPEARED TO BE RELATED TO PISONI, HAD BEEN EXPORTING TO THE UNITED STATES. WE HAD RECEIVED NO REQUESTS FROM THIS COMPANY FOR EXCLUSION FROM THE CURRENT AD ORDER.

THEREFORE, WE INSTRUCTED U.S. CUSTOMS TO SUSPEND LIQUIDATION OF EXPORTS OF PADS FROM ITALY FROM LUCIEN UNTIL THE DEPARTMENT OF COMMERCE DETERMINED WHETHER LUCIEN WAS ALSO EXCLUDED FROM THE

CURRENT ORDER BECAUSE OF ITS RELATIONSHIP TO PISONI. WE HAVE PRELIMINARILY DETERMINED THAT PISONI AND LUCIEN ARE RELATED FOR PURPOSES OF THIS INVESTIGATION (A-475-810). THEREFORE, SALES MADE BY LUCIEN ARE ALSO SUBJECT TO INVESTIGATION A-475-810 AND SHOULD NOT BE CONSIDERED UNDER THE "ALL OTHER" CATEGORY OF THE EXISTING AD ORDER FOR INVESTIGATION A-475-017.

5. ACCORDINGLY, FOR ALL EXPORTS OF PADS FROM ITALY MANUFACTURED BY PISONI AND LUCIEN, THE CUSTOMS SERVICE SHALL SUSPEND LIQUIDATION OF SUCH MERCHANDISE THAT IS ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER MAY 25, 1993, AND SHALL REQUIRE A CASH DEPOSIT OR POSTING OF A BOND EQUAL TO THE

APPROPRIATE ESTIMATED PRELIMINARY MARGIN PERCENTAGES LISTED BELOW. THERE IS NO "ALL OTHERS" RATE FOR INVESTIGATION A-475-810.

MANUFACTURER/PRODUCER EXPORTER	ID NO.	WEIGHTED-AVERAGE MARGIN PERCENTAGE
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MUSIC CENTER S.N.C.

DI LUCIANO PISONI	A-475-810-001	1.26%
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LUCIEN S.N.C.

DI DANILO PISONI & C.	A-475-810-002	1.26%
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6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, THEY SHOULD BE REFERRED TO THE IMPORT SPECIALIST DIVISION, OTHER AGENCY BRANCH, CUSTOMS HEADQUARTERS BY E-MAIL ATTRIBUTE "HQOAB". THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT JOHN GLONINGER OF THE OFFICE OF ANTIDUMPING INVESTIGATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, TELEPHONE (202) 482-2778.

THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

NANCY MCTIERNAN

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party